

REVISED TO ADD ADDENDUM ITEM.

CITY COUNCIL  
CITY OF WICHITA  
KANSAS

City Council Meeting  
November 19, 2002, 9:00 A.M.

City Hall  
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation – Jeffrey Faus, Trees for Life
- Pledge of Allegiance
- Approve the minutes of the previous meeting

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AWARDS AND PRESENTATIONS

- Distinguished Service Citations
- Proclamations
- Recognition of International Students
- Wichita's Promise – Youth Service Awards

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NEW BUSINESS

1. Petition to Pave Lakeview Drive, Cactus and Cactus Court in Springdale East Second Addition – south of Kellogg, east of 143<sup>rd</sup> Street East. (District II)

Signatures on the Petition represent one of seven (14.29 percent) resident owners and 80.29 percent of the improvement area district.

RECOMMENDED ACTION: Approve the Petition; adopt the Resolution.

2. Petition to Extend a Water Distribution System within Springdale East Second Addition – south of Kellogg, east of 143<sup>rd</sup> Street East. (District II)

Signatures on the Petition represent one of five (20 percent) resident owners and 88.26 percent of the improvement district area.

RECOMMENDED ACTION: Approve the Petition; adopt the Resolution.

3. Public Hearing and Issuance of Health Care Facility Refunding Revenue Bonds – Homestead Health Center, Inc. (District IV)

Homestead Health Center, Inc., is requesting issuance of Health Care Facility Refunding Revenue Bonds in the amount of \$780,000.

RECOMMENDED ACTION: Close the public hearing; approve the documents and first reading of the Ordinance; authorize necessary signatures.

4. Public Hearing and Request for Letter of Intent for Industrial Revenue Bonds – The Coleman Company, Inc. (District I)

The Coleman Company is requesting issuance of a Letter of Intent for a two-year-term, in an amount not-to-exceed \$10 million.

RECOMMENDED ACTION: Close the public hearing; approve the Letter of Intent and tax exemption; authorize necessary signatures.

5. Public Hearing and Issuance of Industrial Revenue Bonds – Rand Graphics, Inc. (Districts IV,V)

Rand Graphics, Inc., requests issuance of Industrial Revenue Bonds in the amount of \$2.533 million.

RECOMMENDED ACTION: Close the public hearing; place the Ordinance on first reading; authorize the necessary signatures.

(9:30 a.m. or thereafter)

6. Repair or Removal of Dangerous and Unsafe Structures.

| <u>Property Address</u> | <u>Council District</u> |
|-------------------------|-------------------------|
| 1. 2518 East Mossman    | I                       |
| 2. 1908 South Waco      | III                     |
| 3. 2101 South Waco      | III                     |
| 4. 1543 South Edwards   | IV                      |

RECOMMENDED ACTION: Close the public hearing; adopt Resolutions declaring buildings dangerous and unsafe structures.

7. First and Second Street West Drainage Outfall. (Districts IV, VI)

The City's Master Drainage Plan recommends construction of a drainage project in the First and Second Street Corridor between West Street and Athenian.

RECOMMENDED ACTION: Approve the project location; authorize acquisition of drainage easements.

8. Central Avenue Improvement – between Maize and Tyler. (District V)

The proposed project widens Central to provide four through-lanes and a center two-way left-turn lane.

RECOMMENDED ACTION: Approve the project, Agreements, and first reading of the Ordinance; authorize necessary signatures.

9. Proposed Water/Sewer Rate Adjustments.

The adopted 2003 budget provides for an increase to fund the capital program required in the Water and Sewer Utilities.

RECOMMENDED ACTION: Approve the rate adjustments.

10. First Reading Ordinance – Amendment – State License Plate Required.

The proposed Ordinance amends City Code in conformance with Kansas law.

RECOMMENDED ACTION: Approve first reading of Ordinance.

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CITY COUNCIL AGENDA

11. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

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CONSENT AGENDA

12. Report of the Board of Bids and Contracts Dated November 18, 2002.

RECOMMENDED ACTION: Receive and file report; approve Contracts; authorize necessary signatures.

13. Applications for Licenses to Retail Cereal Malt Beverages:

| <u>Renewal</u>   | <u>2002</u>           | <u>(Consumption on Premises)</u>       |
|------------------|-----------------------|--|
| John J. Murphy   | Pizza Hut #301007*    | 550 North West Street                  |
| John J. Murphy   | Pizza Hut #301008*    | 1708 East Pawnee                       |
| John J. Murphy   | Pizza Hut #301020*    | 8977 West Central                      |
| John J. Murphy   | Pizza Hut #301046*    | 333 East 47 <sup>th</sup> Street South |
| John J. Murphy   | Pizza Hut #301065*    | 2181 North Rock Road                   |
| John J. Murphy   | Pizza Hut #301073*    | 1035 North Broadway                    |
| Latif Abdelmaseh | Abram Café*           | 6249 East 21 <sup>st</sup> Street      |
| Carmen Rosales   | Connie's Mexico Café* | 2227 North Broadway                    |

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|                     |  |                                   |
|---------------------|--|-----------------------------------|
| Eugene J. Pelz      | Siesta Steak & Lounge*                           | 15130 West HWY 54                 |
| Michael J. Keays    | Godfather's Pizza #17019*                        | 2106 Amidon                       |
| <u>Renewal</u>      |  | <u>(Consumption off Premises)</u> |
| Phil Near           | Crescent Oil Company Inc.<br>Dbas Jump Start #19 | 1020 West Sycamore                |
| <u>New Operator</u> | <u>2002</u>                                      | <u>(Consumption off Premises)</u> |
| James J. Schart     | C Mart #201                                      | 8330 East Kellogg                 |
| James J. Schart     | C Mart #205                                      | 7101 East Lincoln                 |
| James J. Schart     | C Mart #210                                      | 10723 West HWY 54                 |

\*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve licenses subject to Staff review and approval.

14. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted to the Board of Bids.

15. Preliminary Estimates:

- a) Install traffic signal at the intersection of 21st Street North and 119th Street West - 21st Street North and 199th Street West. (472-83609/710216/231078) Traffic to be maintained during construction using flagpersons and barricades. (District V) - \$105,000.00
- b) Replace sidewalk at the northeast corner of Douglas and Wabash to serve Mathewson's Addition - Northeast Corner of Douglas and Wabash. (472-83616/765751/490862) Traffic to be maintained during construction using flagpersons and barricades. (District I) - \$8,500.00
- c) Four Mile Creek Collection System Improvements (Phase B) - south of 13th Street North, east of 127th Street East. (468-83494/624076/652538) Traffic to be maintained during construction using flagpersons and barricades. (District II) - \$130,700.00
- d) Remington Lane from the northwest line of Lot 13, Block D, west to the east line of Kentucky Lane; Bluegrass from the southwesterly line of Bluegrass Court, west to the east line of Kentucky Lane; Kentucky Lane from the west line of Bluegrass, north to the north line of the plat; Remington Lane Court from the north line of Remington Lane, north to and including the cul-de-sac; Bluegrass Court from the north line of Bluegrass, north to and including the cul-de-sac, and; sidewalk along one side of Remington Lane from the northwesterly line of Lot 13, Block D, to the east line of Kentucky Lane, on Bluegrass from the southwesterly line of Bluegrass Court, west to the east line of Kentucky Lane, and on Kentucky Lane from the west line of Bluegrass, north to the north line of the plat to serve Highland Springs Second Addition - south of Central, west of 135th Street West. (472-83144/765750/490861) Does not affect existing traffic. (District V) - \$281,000.00
- e) Lateral 39, Main 24, War Industry Sewer to serve The Waterfront Addition - north of 13th Street North, east of Webb. (468-83495/743946/480634) Does not affect existing traffic. (District II) - \$68,000.00

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- f) Lateral 462, Southwest Interceptor Sewer to serve Evergreen Addition Phase IV - north of 21st Street North, west of Maize Road. (468-83148/743947/480635) Does not affect existing traffic. (District V) - \$115,700.00
- g) Storm Water Sewer #528 to serve Highland Springs Second Addition - south of Central, west of 135th Street West) (468-83034/751319/485210) Does not affect existing traffic. (District V) - \$108,000.00
- h) Water distribution system to serve Evergreen Addition Phase IV - north of 21st Street North, west of Maize Road. (448-89490/735081/470751) Does not affect existing traffic. (District V) - \$102,500.00
- i) 2002 sanitary sewer reconstruction, Phase 8 - south of 21st Street North, west of Woodlawn. (468-83531/620355/662478) Traffic to be maintained during construction using flagpersons and barricades. (Districts I,III,VI) - \$320,000.00
- j) 2002 sanitary sewer rehabilitation, Phase G - south of 29th Street North, west of Woodlawn. (468-83536/620356/662479) Traffic to be maintained during construction using flagpersons and barricades. (Districts I,III,VI) - \$219,000.00
- k) 20 inch water supply line in 159th Street East - 159th Street East at Kellogg. (448-89705/635642 /762698) Traffic to be maintained during construction using flagpersons and barricades. (District County) - \$205,715.00
- l) Improving Hydraulic from MacArthur to 47th South, Phase III - Hydraulic and MacArthur. (472-83324/706810/636111/622079/201275/772067/671005) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$3,205,788.00

RECOMMENDED ACTION: Approve and file.

16. Statements of Cost:

- a. Waterwalk Improvements. Total Cost - \$5,250,765.47; (plus idle fund interest - \$7,918.01; plus temporary note financing - \$85,713.52, less financing previously issued - \$4,624,800.00, less projects/grants/transfers - \$562,527.00). Financing to be issued at this time - \$157,070.00. (791467/435-175).
- b. 2001 Street Rehab Program. Total Cost - \$498,079.89; (plus idle fund interest - \$4,600.11; less 2002 LST-Arterial/Bridge TR - \$502,680.00, less financing previously issued - \$0). Financing to be issued - \$0 (706818/472-83366/201-284).
- c. 21st Street North, Hood to Broadway (Design). Total Cost- \$75,410.00; (less idle fund interest - \$432.68; plus temporary note financing - \$2,122.68, less financing previously issued - \$73,500.00). Financing to be issued at this time - \$3,600.00 (706515/472-82783/405-205).
- d. 47th Street South and Palisade Signal. Total Cost - \$70,003.79; (plus idle fund interest - \$1,768.90; plus temporary note financing - \$1,625.11, less transfer from DSF - \$68,500.00, less financing previously issued - \$0). Financing to be issued at this time - \$1,360.00. (706807/472-83261/200-272).
- e. 21st Street North, 119th to Maize Road (Design). Total Cost - \$89,176.74; (plus idle fund interest \$1,896.74; less financing previously issued - \$80,000.00). Financing to be issued at this time - \$7,280.00 (706776/472-83138/200-261).

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- f. Central, Tyler to Woodchuck (Design). Total Cost - \$37,618.91; (plus idle fund interest \$338.91; less financing previously issued - \$30,000.00). Financing to be issued at this time - \$7,280.00 (706777/472-83148/200-262).
- g. 2000/2001 Sidewalk and Wheelchair Ramp Construction. Total Cost - \$712,810.27; (plus idle fund interest - \$2,290.65; plus temporary note financing - \$9,259.08; less transfer from DSF - \$500,000.00, less financing previously issued - \$200,000.00). Financing to be issued at this time - \$24,360.00. (706806/472-83270/200-280).
- h. 2001 Enhanced Street Maintenance. Total Cost - \$1,200,000.00; (less interfund transfers - \$1,200,000.00). Financing to be issued at this time - \$0. (706809/405-274).
- i. Wichita Street, Dewey to Lewis (Design). Total Cost - \$76,846.00; (plus idle fund interest - \$1,473.84; plus temporary note financing - \$960.16; less interfund transfers - \$35,000.00, less financing previously issued - \$40,000.00). Financing to be issued at this time - \$4,280.00. (706773/472-82938/209-234).
- j. 21st Street, east of Webb. Total Cost - \$800,000.00; (plus idle fund interest - \$2,564.45; plus temporary note financing - \$3,725.55; less financing previously issued - \$795,000.00). Financing to be issued at this time - \$11,290.00. (706655/472-82886/208-219).
- k. 21st Street, Hillside to Oliver (Design). Total Cost - \$65,000.00; (plus idle fund interest - \$1,400.00; less financing previously issued - \$60,000.00). Financing to be issued at this time - \$3,600.00 (706785/472-83162/200-265).

RECOMMENDED ACTION: Receive and file.

17. Partial Statements of Cost:

- a. (First Partial) Estimate of Cost for improving 29th Street North, Maize to Tyler (Design) - \$20,000; less financing previously issued - \$0. Financing to be issued at this time - \$20,000. (706837/472-83505/202-303).
- b. (First Partial) Estimate of Cost for improving Central, Woodlawn to Rock Road (Design) - \$80,000; less financing previously issued - \$0. Financing to be issued at this time - \$80,000. (706838/472-83506/202-304).
- c. (Second Partial) Estimate of Cost for improving 2002 Sidewalks and Wheelchair Ramps - \$425,000; less financing previously issued - \$375,000. Financing to be issued at this time - \$50,000. (706828/472-83437/202-294).
- d. (First Partial) Estimate of Cost for improving 2002 Street Rehab Program - \$275,000; less financing previously issued - \$0. Financing to be issued at this time - \$275,000. (706836/472-83495/202-302).
- e. (First Partial) Estimate of Cost for improving Rock Road, 32nd Street North to K-96 Expressway - \$319,606; less financing previously issued - \$194,606. Financing to be issued at this time - \$125,000. (706830/472-83439/201-296).
- f. (First Partial) Estimate of Cost for improving Rock Road, 21st to 29th Street (Design) - \$50,000; less financing previously issued - \$0. Financing to be issued at this time - \$50,000. (706844/472-83539/202-310).

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- g. (First Partial) Estimate of Cost for improving Two-Way Main Street, Douglas to Murdock (Design) - \$72,000; less financing previously issued - \$0. Financing to be issued at this time - \$72,000. (706839/472-83507/202-305).
- h. (First Partial) Estimate of Cost for improving 29th Street North, Rock Road to Webb Road - \$15,000; less financing previously issued - \$0. Financing to be issued at this time - \$15,000. (706841/472-83519/202-307).
- i. (Second Partial) Estimate of Cost for improving West Douglas Streetscape (Design) - \$175,000; less financing previously issued - \$75,000. Financing to be issued at this time - \$100,000. (706825/472-83148/201-291).
- j. (First Partial) Estimate of Cost for Intelligent Transportation System - \$12,000; less financing previously issued - \$0. Financing to be issued at this time - \$12,000. (706826/472-83413/201-292).
- k. (Third Partial) Estimate of Cost for 2001 Arterial Street Design Program (Design) - \$210,000; less financing previously issued - \$140,000. Financing to be issued at this time - \$70,000. (706811/472-83314/201-276).
- l. (Second Partial) Estimate of Cost for improving Lincoln Street Bridge at Fabrique - \$171,806; less KDOT reimbursements- \$106,806, less financing previously issued - \$30,000. Financing to be issued at this time - \$35,000. (715685/472-83400/241-099).
- m. (First Partial) Estimate of Cost for improving Central, Tyler to Woodchuck - \$485,000; less financing previously issued - \$0. Financing to be issued at this time - \$485,000. (706835/472-83192/202-301).
- n. (First Partial) Estimate of Cost for 21st and 119th Street Signals - \$50,000; less financing previously issued - \$0. Financing to be issued at this time - \$50,000. (710216/472-83609/231-078).
- o. (Second Partial) Estimate of Cost for improving Central and Rock Road Intersection - \$1,266,592; less KDOT Reimbursements - \$966,592; less financing previously issued - \$275,000. Financing to be issued at this time - \$25,000. (706819/472-83393/201-285).
- p. (First Partial) Estimate of Cost for 2001 Traffic Signals-Phase 1 - \$25,000; less financing previously issued - \$0. Financing to be issued at this time - \$25,000. (710215/472-83367/231-077).
- q. (First Partial) Estimate of Cost for improving Douglas, Seneca to McLean - \$20,000; less financing previously issued - \$0. Financing to be issued at this time - \$20,000. (706846/472-83608/202-312).
- r. (First Partial) Estimate of Cost for improving Hillside, Kellogg to Central - \$45,000; less financing previously issued - \$0. Financing to be issued at this time - \$45,000. (706834/472-83453/202-300).
- s. (First Partial) Estimate of Cost for improving 53rd Street Bridge at Little Arkansas River - \$270,000; less financing previously issued - \$0. Financing to be issued at this time - \$270,000. (715684/472-83401/241-100).
- t. (First Partial) Estimate of Cost for improving Webb, 29th to K-96 - \$25,000; less financing previously issued - \$0. Financing to be issued at this time - \$25,000. (706840/472-83508/202-306).
- u. (Fourth Partial) Estimate of Cost for improving Hydraulic, 57th Street to MacArthur - \$2,935,000; less financing previously issued - \$735,000. Financing to be issued at this time - \$2,200,000. (706810/472-83324/201-275).

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- v. (Third Partial) Estimate of Cost for improving 21st Street North, 119th to Maize - \$315,000; less financing previously issued - \$220,000. Financing to be issued at this time - \$95,000. (706814/472-83364/201-279).
- w. (Third Partial) Estimate of Cost for the 2000 Arterial Corridor Program at Central and Ridge Road- \$3,203,850, less KDOT reimbursements \$2,363,850, less financing previously issued - \$800,000. Financing to be issued at this time - \$40,000. (706805/472-83285/200-271).
- x. (Third Partial) Estimate of Cost for improving Pawnee, Oak Knoll to Webb - \$2,076,190; less KDOT Reimbursements \$1,446,190, less financing previously issued - \$600,000. Financing to be issued at this time - \$30,000. (706782/472-83087/200-239).
- y. (Second Partial) Estimate of Cost for improving George Washington Blvd. and Mt. Vernon Intersection - \$140,500; less KDOT reimbursements - \$62,500, less financing previously issued - \$20,000. Financing to be issued at this time - \$58,000. (706792/472-83168/200-246).
- z. (Fourth Partial) Estimate of Cost for improving Mt. Vernon Bridge - \$224,596; less KDOT reimbursements - \$44,596, less financing previously issued - \$160,000. Financing to be issued at this time - \$20,000. (715490/472-82902/248-063).
- aa. (Fourth Partial) Estimate of Cost for improving Maple, Maize to 119th Street West- \$2,385,997; less KDOT reimbursements - \$1,644,997, less financing previously issued - \$725,000. Financing to be issued at this time - \$16,000. (706772/472-83092/209-233).
- bb. (Second Partial) Estimate of Cost for improving 21st Street North and Rock Road Intersection - \$443,637; less KDOT reimbursements - \$243,637, less financing previously issued - \$15,000. Financing to be issued at this time - \$185,000. (706829/472-83438/201-295).
- cc. (Second Partial) Estimate of Cost for Bike Path along Little Arkansas River from 13th to 21st Street North (Design) - \$30,000; less financing previously issued - \$15,000. Financing to be issued at this time - \$15,000. (706831/472-84346/202-297).
- dd. (Second Partial) Estimate of Cost for improving Harry, Oliver to Woodlawn (Design) - \$96,000; less other financing previously issued- \$85,000. Financing to be issued at this time - \$11,000. (706784/472-83165/200-264).
- ee. (Second Partial) Estimate of Cost for improving the Central and Hillside Intersection - \$1,480,000; less financing previously issued - \$500,000. Financing to be issued at this time - \$980,000. (706822/472-83408/201-288).
- ff. (Second Partial) Estimate of Cost for improving Museum District Boulevard - \$2,725,000; less financing previously issued - \$2,600,000. Financing to be issued at this time - \$125,000. (706795/472-88228/200-248).
- gg. (Seventh Partial) Estimate of Cost for 1998/1999 Arterial Corridor Improvement Program - \$1,510,000; less financing previously issued - \$1,400,000. Financing to be issued at this time - \$110,000. (706705/472-82932/208-224).

RECOMMENDED ACTION: Receive and file.



18. Deeds and Easements:

- a) Drainage and Utility Easement dated October 17, 2002 from Trinity Point, L.L.C., a Kansas Limited Liability Company for tracts of land in Lots 5, 8, 9, 12, 13 and 14, Block C, Gray's 5th Addition, Wichita, Sedgwick County, Kansas (OCA# 743951). No cost to City.
- b) Public Utility Easement dated October 31, 2002 from Mobile Home Resorts, Inc. for a tract of land in Lot 1, Block A, Pacesetter Addition (Gold Waterline, OCA # 633751). No cost to City.
- c) Grant of Right of Way to Kansas Gas and Electric Company for a tract of land in the SW 1/4 Section 23, Township 26 South, Range 1 West of the 6th P.M., Sedgwick County, Kansas (Hoover Pump Station, OCA #706827). No cost to City.

19. Petitions for Public Improvements:

- a) Sanitary Sewer to serve the north half of Lot 2, Bone's South Seneca Gardens Addition – east of Seneca, south of 55<sup>th</sup> Street South. (District IV)
- b) Sanitary Sewer to serve unplatted tracts - west of 119<sup>th</sup> Street West, north of Central. (District V)
- c) Sanitary Sewer and Water Distribution System to serve part of Reflection Ridge Third Addition – east of Tyler, north of 21<sup>st</sup> Street. (District V)
- d) Pave 35<sup>th</sup> Street South at Gold and construct a water distribution for South High School – east of Seneca, south of 31<sup>st</sup> Street. (District IV)
- e) Street paving to serve Hawthorne Addition – north of 21<sup>st</sup> Street, east of 127<sup>th</sup> Street East. (District II)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

20. Minutes of Advisory Boards/Commissions:

Police & Fire Retirement System Regular Board Meeting Minutes, 9-25-02  
Board of Code Standards and Appeals Meeting Minutes, 10-7-02  
Board of Park Commissions Regular Meeting Minutes, 10-7-02

RECOMMENDED ACTION: Receive and file.

21. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve street closures/uses.

22. Report on Claims Allowed – October 2002:

| <u>Name of Claimant</u> | <u>Amount</u> |
|-------------------------|---------------|
| Agnew, Antoine          | \$925.30      |
| Bell, Mike              | \$145.14      |
| Exline, Lorie           | \$76.50       |

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|                     |          |
|---------------------|----------|
| Gray, Leroy         | \$411.34 |
| Janzen, Gary        | \$132.88 |
| Lempke, Michael J.  | \$434.15 |
| Sagerty, Lucas      | \$180.00 |
| Sanders, Kristina L | \$474.63 |
| Skinner, Nancy      | \$367.80 |

RECOMMENDED ACTION: Receive and file.

23. Agreements/Contracts:

- a) Victim's Rights Services Contract.
- b) Phase II of Comprehensive Crime Victims' Center Study.
- c) After School and Community Education Programs.
- d) Hess Pump Station automation – Phase 2.
- e) Telephone service – Airport.
- f) Easement encroachment. (District II)
- g) Consultant Services for acquisition and relocation – Hillside Reconstruction Project. (Districts I, III)
- h) Central Kansas Railroad right-of-way. (District V)
- i) Victim Advocate Services Contract.
- j) Workforce Local Elected Official Board.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

24. Design Services Agreement - Sawmill Creek Addition – east of Rock Road, north of 45<sup>th</sup> Street North. (District II)

RECOMMENDED ACTION: Approve Agreement; authorize necessary signatures.

25. 2002 Funding for Kansas Technical Training Initiative.

RECOMMENDED ACTION: Approve grant.

26. Amendment of Industrial Revenue Bond Documents – Lee Aerospace, Inc. (District II)

RECOMMENDED ACTION: Approve amendments and first reading of Ordinance; authorize necessary signatures.

27. Extension of Letter of Intent for Industrial Revenue Bonds – FlightSafety International. (District V)

RECOMMENDED ACTION: Approve extension of Letter of Intent  
an additional six months ending June 18, 2002.

28. Public Art Maintenance Program.

RECOMMENDED ACTION: Approve request; authorize Contract  
Negotiation.

Addendum Item 28a

Budget Adjustment: Security Systems for the Neighborhood City Halls.

RECOMMENDED ACTION: Approve budget adjustment.

29. Sewage Treatment Plant Rehabilitation/Maintenance.

RECOMMENDED ACTION: Authorize funding; adopt Resolution.

30. Water Main in Maize Road from 29<sup>th</sup> Street to 37<sup>th</sup> Street. (District V)

RECOMMENDED ACTION: Approve expenditure; adopt Resolution.

31. 2003 Arterial Sidewalk and Wheelchair Ramp Program – Phase I.

RECOMMENDED ACTION: Approve project; adopt Resolution.

32. Allocation of HOME Funding.

RECOMMENDED ACTION: Approve the allocation.

33. Utility Allowance and Energy Audit.

RECOMMENDED ACTION: Approve SCKEDD appointment and audit;  
authorize Contract development and signatures.

34. Non-Substantial Amendment – HUD Consolidated Plan Rental Housing Low Interest Revolving Loan Program.  
(District I)

RECOMMENDED ACTION: Approve and authorize submission of  
the amendment.

35. Property Acquisition by Eminent Domain:

a) Tracts required for the Pawnee Rail Separation Project. (District III)

b) Tracts required for the Central Rail Corridor Grade Separation Project. (District VI)

- c) Tracts required for the runaway approach protection at Mid-Continent Airport. (District V)

RECOMMENDED ACTION: Adopt Resolutions; approve first reading of Ordinances.

- 36. Payment of Condemnation Award – 7960 East Kellogg. (District II)

RECOMMENDED ACTION: Authorize payment to the District Court.

- 37. Second Reading Ordinances: (First read November 5, 2002)

- a) IRB – The Boeing Company. (District III)

An Ordinance approving and authorizing the execution of a Lease Agreement between the Boeing Company and the City of Wichita, Kansas; approving and authorizing the execution of an Indenture of Trust between said City and BNY Trust Company of Missouri; pledging certain payments under said Lease Agreement and moneys and securities held by the Trustee under the term of said Indenture of Trust; authorizing and directing the issuance of Industrial Revenue Bonds Series V, 2002 (The Boeing Company Project) of said City in the principal amount of \$96,000,000 for the purpose of providing funds for the acquisition, construction, reconstruction and improvement of certain industrial and manufacturing facilities of Boeing Commercial Airplanes, Wichita Division, a division of the Boeing Company, a Delaware Corporation, in Sedgwick County, Kansas; designating the Trustee and the Paying Agent for said Bonds; authorizing the sale of said Bonds and the execution of a Bond Purchase Agreement therefore; approving and authorizing the execution of an Administrative Service Fee Agreement; and authorizing the execution and delivery of certain related instruments.

- b) Old Town Parking.

An Ordinance amending Section 11.52.115 of the Code of the City of Wichita, Kansas, pertaining to parking procedures in lists in the Old Town District and repealing the originals of said Sections.

- c) Section 108 - Loan Program and Note Issuance.

An Ordinance of the City of Wichita, Kansas (the "City"), authorizing the execution of a contract for loan guarantee assistance under Section 108 of the Housing and Community Development Act of 1974, as amended, in connection with the financing of a portion of the loans extended to qualified eligible small businesses within the City's Neighborhood Revitalization Strategy Areas ("business borrowers"), under the City's Business Assistance Program; authorizing the execution of one or more variable/fixed rate note(s) in the maximum aggregate principal amount of \$3,000,000 in connection with such financing; pledging grant funds and other security to secure the United States Department of Housing and Urban Development's guaranty of such note(s); approving the form of an amended and Restated Master Fiscal Agency Agreement dated as of May 17, 2000, and a certain Trust Agreement dated as of January 1, 1995, as supplemented and amended; authorizing appropriate co-guaranty agreements between the City and the Small Business Administration ("SBA") and certain banks, for support of loans to business borrowers and sharing of collateral; authorizing appropriate operating agreements between the City and banks extending SBA-guaranteed loans, for the initiation of loans to business borrowers and sharing of collateral; authorizing the execution and/or acceptance of loan and security agreements to secure repayment of loans made to business borrowers; authorizing an arrangement between the City and one or more loan servicer(s), concerning certain functions in the initiation and servicing of loans to business borrowers to be performed by such loan servicer(s) on behalf of the city; designating Commerce Bank, N.A., as custodian of certain accounts and security documents required by the contract for loan guarantee assistance; and, repealing Ordinance 45-149 of the City of Wichita.

(Item 37 continued)

- d) DR2001-09 – Amendments to the Wichita-Sedgwick County Subdivision Regulations.

An Ordinance amending the “Wichita-Sedgwick County Subdivision Regulations, January 28, 1999 Edition,” as adopted by reference in City of Wichita Code Sec. 28.05.010.

- c) ZON 2002-43 – south side of 37<sup>th</sup> Street North, East of Ridge Road. (District V)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. ZON 2002-43

- e) ZON2002-00052 – West of Woodlawn, approximately 2,000 Feet South of 29th Street. (District I)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. ZON2002-00052

- d) HPC2002-00085 – Wichita Register of Historic Places Landmark Designation for 3333 South Broadway. (District III)

An Ordinance designating as a historic landmark certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010 and Section 2.12.1018, as amended.

- e) Boeing Lease Agreement.

An Ordinance approving and authorizing the execution of a Lease Agreement between the Boeing Company and the City of Wichita, Kansas; approving and authorizing the execution of an Indenture of Trust between said City and BNY Trust Company of Missouri; pledging certain payments under said Lease Agreement and moneys and securities held by the Trustee under the term of said Indenture of Trust; authorizing and directing the issuance of Industrial Revenue Bonds Series V, 2002 (The Boeing Company Project) of said City in the principal amount of \$96,000,000 for the purpose of providing funds for the acquisition, construction, reconstruction and improvement of certain industrial and manufacturing facilities of Boeing Commercial Airplanes, Wichita Division, a division of the Boeing Company, a Delaware Corporation, in Sedgwick County, Kansas; designating the Trustee and the Paying Agent for said Bonds; authorizing the sale of said Bonds and the execution of a Bond Purchase Agreement therefore; approving and authorizing the execution of an Administrative Service Fee Agreement; and authorizing the execution and delivery of certain related instruments.

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### PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

\* Consent Items

- \*38. SUB2002-33 - Plat of Voicestream Addition - South of 29th Street North, West of Woodlawn. (District I)

RECOMMENDED ACTION: Approve Plat; authorize signatures.

- \*39. SUB2002-50 - Plat of Heritage Baptist Church Addition - Northeast Corner of 135th Street West and 13th Street North. (County Plat)

RECOMMENDED ACTION: Approve Plat; authorize signatures.

- \*40. SUB2002-71 - Plat of Northeast Elementary School Addition - Southwest Corner of Woodlawn Boulevard and 29th Street North. (District I)

RECOMMENDED ACTION: Approve document and Plat; adopt Resolutions; authorize signatures.

- \*41. DED2002-37 - Dedication of a drainage easement - Northeast Corner of 58th Street South and Seneca. (District IV)

RECOMMENDED ACTION: Accept Dedication.

- \*42. DED2002-38 - Dedication of a utility easement - North Side of Second Street, west of West Street. (District IV)

RECOMMENDED ACTION: Accept Dedication.

- \*43. VAC2002-11 - Request to vacate platted access control - Northeast of the I-235, South Seneca Intersection, 701 W. 33rd Street South. (District IV)

RECOMMENDED ACTION: Approve Vacation Order; authorize signatures.

- \*44. VAC2002-30 - Request to vacate platted alleys - Southwest of the Douglas Avenue-Seneca Street Intersection, 221 South Allison Middle School. (District IV)

RECOMMENDED ACTION: Approve Vacation Order; authorize signatures.

- \*45. VAC2002-32 - Request to Vacate Dedicated Drainage Right-of-Way - Southwest of the Lincoln, Rock Road Intersection. (District V)

RECOMMENDED ACTION: Approve Vacation Order; authorize signatures.

- \*46. VAC2002-33 - Request to vacate a portion of platted water and utility easements - Northwest of the Kellogg, West Street Intersection - 4600 West Kellogg Drive – Towne West Square. (District IV)

RECOMMENDED ACTION: Approve Vacation Order; authorize signatures.

- \*47. VAC2002-36 - Request to vacate sewer easement dedicated by separate instrument Northwest of the Waco, 13th Street North Intersection 439 West 14th Street North. (District VI)

RECOMMENDED ACTION: Approve Vacation Order; authorize signatures.

- \*48. VAC2002-37 - Request to Vacate a Platted Building Setback Line- Southwest of the Hoover Street – Mac Arthur Street Intersection. (District V)

RECOMMENDED ACTION: Approve Vacation Order; authorize signatures.

49. ZON2002-56 - Zone Change from “SF-5” Single-family Residential to “LC” Limited Commercial - South of Maple and East of Ridge. (District V)

RECOMMENDED ACTION: Approve zone change, subject to provisions of Protective Overlay District and condition of replatting within one-year; Ordinance to be forwarded with Plat to the Council; OR

Return application to MAPC for reconsideration.

- \*50. A 02-21- Annex land, - South of West Pawnee Avenue and West of South Maize Road, Also Including Segments of 13th Street North Located West of 119th Street and East of Webb Road. (Districts II, IV, V)

RECOMMENDED ACTION: Approve annexation and first reading of Ordinance.

- \*51. Six-Month Review of a Moratorium on the Processing of Certain Permits for Certain Properties in the Midtown Neighborhood Revitalization Plan. (District VI)

RECOMMENDED ACTION: Continue Moratorium in current form for six-months.

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#### AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

52. Sublease Agreement between Cessna Aircraft Company and Yingling Aircraft.

RECOMMENDED ACTION: Approve Agreement; authorize Necessary signatures.

53. FAA Office Building – 1801 Airport Road.

RECOMMENDED ACTION: Approve change order; authorize Necessary signatures.

54. Extension of Letter of Intent for Special Airport Facilities Revenue Bonds – FlightSafety International (District V)

RECOMMENDED ACTION: Approve extension to June 18, 2003.

55. Budget Adjustment – Upgrade Airport Administration HVAC System.

RECOMMENDED ACTION: Approve budget; adopt Resolution.

56. Capital Improvement Programs:

- a) Public area of terminal building and concourses.
- b) Airfield Equipment.
- c) Administrative building floor coverings.

RECOMMENDED ACTION: Approve projects; adopt Resolutions.

Adjournment

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Tour/Lunch - Orpheum